IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

WP(C).No. 4908 of 2007(H)

PETITIONER:

JAYAKUMAR P.K., AGED 41 YEARS,
S/O. RAMAKRISHNAN NAIR, PLAKKAT HOUSE,
NEERIKKODE P.O., ALANGAD VILLAGE,
PARAVUR TALUK.

BY ADV. SRI.P.K.SAJEEV

RESPONDENTS:

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1. SUNNY K.O., S/O. DEVASSYKUTTY,
KANAPPALLY HOUSE, NEERIKKODE P.O.,
ALANGAD VILLAGE, PARAVUR TALUK.

2. DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND
BOARD, PALARIVATTOM, COCHIN.

3. THE DEPUTY TAHSILDAR (R.R.),
TALUK OFFICE, NORTH PARAVUR.

4. THE VILLAGE OFFICER,
ALANGAD VILLAGE.

R2 BY S.C.SRI.P.RAMAKRISHNAN.

R3 & R4 BY G.P.SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.4908 of 2007

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Dated this the 13th day of February, 2007.

JUDGMENT

Learned standing counsel, Sri.P.Ramakrishnan, appearing on behalf of the second respondent submits that final determination order has not been passed against the petitioner. There was no requirement to do so because the first respondent had placed before the second respondent a sale document by which the petitioner is stated to have been put in possession of the vehicle. Under such circumstances, this writ petition is disposed of directing that if the petitioner makes a representation to the second respondent, he will be heard and further action against the petitioner will follow on the basis of such decision, provided, the petitioner makes such a representation within a period of two weeks from now. If the petitioner makes no such

representation, revenue recovery proceedings shall follow. As of now, the revenue recovery proceedings against the petitioner will stand suspended for a period of two weeks.

Thottathil B.Radhakrishnan,
Judge.

sl.